

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF INDIANA
TERRE HAUTE DIVISION**

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|---------------------|---|-------------------------|
| In Re: |) | |
| |) | |
| BRANDI SUE HARRISON |) | CASE NO. 16-80598-JJG-7 |
| |) | |
| Debtor. |) | |
| |) | |

**TRUSTEE’S MOTION FOR AUTHORITY TO ADMINISTER
ENTIRE FEDERAL TAX REFUND FOR BENEFIT OF CREDITORS**

Comes now, Lou Ann Marocco, Interim Trustee (“Trustee”) for the above-captioned estate and respectfully moves the Court for an order authorizing the Trustee to administer the Debtor’s entire 2016 federal tax refund for benefit of creditors. In support of said Motion, Trustee states the following:

1. 11 U.S.C., Section 521(4), requires a debtor to surrender property of the estate and any recorded information, including books, documents, records, and papers, relating to property of the estate.
2. The Trustee received Debtor’s 2016 federal tax refund on or about March 22, 2017, via a federal tax intercept.
2. The Trustee has repeatedly requested that Debtor turnover the required 2016 federal and state tax returns to the Trustee. On May 2, 2017, this Court entered an order for turnover of the 2016 state and federal returns within 10 days. Counsel for Debtor has indicated that he has written to Debtor on at least two occasions requesting that she provide the returns.
3. Debtor has not provided Trustee with a copy of their 2016 state and federal returns, to date.
4. The 2016 federal refund has not been administered for the benefit of creditors filing claims in this case because the Debtor has not furnished copies of her 2016 federal and state tax returns.
6. The funds should be administered for the benefit of the creditors filing claims in this case.
7. Due to the Debtor’s continuing lack of cooperation, the Trustee is requesting that the Court authorize the Trustee to administer the Debtor’s entire 2016 federal tax refund for the benefit of the creditors filing claims in this case.

NOTICE IS GIVEN that any objection must be filed with the Bankruptcy Clerk within **21 days** from date of service [or such other time period as may be permitted by pursuant to Fed.R.Bankr.P. 9006(f)]. Those not required or not permitted to file electronically must deliver any objection by U.S. Mail, courier, overnight/express mail, or in person at:

Clerk of U. S. Bankruptcy Court
101 Northwest M.M. King Jr. Blvd
Room 352
Evansville, IN 47708

The objecting party must ensure delivery of the objection to the Trustee. **If an objection is NOT timely filed, the requested relief may be granted.**

WHEREFORE, the Trustee prays that this Court enter an Order authorizing the Trustee to administer the Debtors' entire 2016 federal tax refund for the benefit of the creditors filing claims in this case.

Respectfully Submitted,

/s/ LOU ANN MAROCCO
LOU ANN MAROCCO, Trustee

CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing "Trustee's Motion for Authority to Administer Entire Federal Tax Refund for Benefit of Creditors" has been served via electronic court filing and/or first class, postage paid, U.S. Mail, on the following parties of record this this this 30 day of January, 2019.

U.S. Trustee
101 West Ohio Street, Suite 1000
Indianapolis, IN 46204

Brandi Sue Harrison
602 W. Wabash Blvd.
Cayuga, IN 47928

/s/ LOU ANN MAROCCO
LOU ANN MAROCCO, Trustee
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